

REMARKS

The present amendment and remarks are in response to the non-final office action entered in the above identified case and mailed on January 20, 2004. Claims 1-26 are pending in the application. The Examiner has indicated that claims 1-10 and 21-26 are allowable. Claims 12 and 14-19 were objected to based on being dependent on rejected base claims. Claims 11 and 13 stand rejected under 35 U.S.C. §102(b) as being anticipated by Japanese Kokai patent application 9-162444. Applicants have amended claim 11 to more clearly distinguish the invention over the art of record and traverse the rejections for the reasons stated below. Applicants respectfully submit that all of the pending claims are now in condition for allowance.

With regard to claim 11, the claim now calls for at least two kinds of semiconductor light emitting devices which are formed on a common surface of a common base body. This feature is supported in the specification in Figs. 1-4, for example, and the corresponding description of the figures in the body of the text. Japanese Kokai No. 9-162444 on the other hand discloses a plurality of multi-colored light emitting elements each mounted of separate surfaces of a common substrate, each surface having a different elevation. Thus, Japanese Kokai 9-162444 does not anticipate amended claim 11.

With regard to claim 13, Japanese Kokai 9-162444 does not disclose a plurality of semiconductor light emitting devices arrayed on a base body wherein each semiconductor light emitting device has a light permeable region formed in a boundary between two of said plurality of semiconductor light emitting devices. One embodiment of the invention corresponding to claim 13 can be seen in Fig. 16 of the specification. A plurality of light emitting device 211 are formed on substrate 222. The substrate 222 is permeable to light in the spaces between the light emitting devices to allow light from other light emitting devices (212, 213) formed on additional substrates stacked behind or below substrate 222 to pass there through. Japanese Kokai 9-162444 teaches no comparable feature. In fact, the Japanese reference teaches no portion of a semiconductor light emitting device which is permeable to light. Accordingly, Japanese Kokai 9-162444 does not anticipate claim 13 of the present application.

For these reasons, Applicant respectfully submits that the claims as presently amended are all in condition for allowance. Applicant therefore requests that the Examiner allow the claims move the application to issue. However, if there are any remaining issues the Examiner is

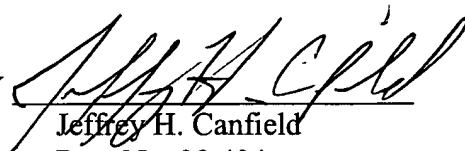
encouraged to call Applicants' attorney, Jeffrey H. Canfield at (312) 807-4233 in order to facilitate a speedy disposition of the present case.

If any additional fees are required in connection with this response they may be charged to deposit account no. 02-1818.

Respectfully submitted,

BELL, BOYD & LLOYD LLC

BY



Jeffrey H. Canfield
Reg. No. 38,404
P.O. Box 1135
Chicago, Illinois 60690-1135
Phone: (312) 807-4233

Dated: June 9, 2004